

UNITED STATES OF AMERICA,

Plaintiff,

V.

ADA M. VITTALY, et al.

Respondent.

No. C-04-3186-MHP

STIPULATION AND ORDER THEREON

It is hereby stipulated by and between plaintiff United States of America and defendant Alex Villasenor, through their respective counsel, that Alex Villasenor dismissed with prejudiced from the above-captioned action by the United States of America against the Estate of Ada Vittaly and Alex Villasenor. Alex Villasenor and the United States to bear their respective costs, including any possible attorneys' fees or other expenses of litigation as relates to the dispute between them.

KEVIN V. RYAN
United States Attorney

/s/ Howard Melamed
HOWARD MELAMED
Attorney for Defendant
Alex Villasenor

Thomas Moore
THOMAS MOORE
Assistant United States Attorney

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: May 15, 2006

